

ORDINANCE NO. NS-844

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARLSBAD, CALIFORNIA, AMENDING CHAPTER 11.24 OF THE CARLSBAD MUNICIPAL CODE TO EXTEND THE INTERIM PLAN FOR AGUA HEDIONDA LAGOON.

WHEREAS, portions of Agua Hedionda Lagoon have been infested with *Caulerpa taxifolia*, an invasive marine seaweed; and

WHEREAS, the Southern California Caulerpa Action Team (SCCAT) has been coordinating with the City to eradicate *Caulerpa taxifolia* while also allowing for recreational use of the lagoon via the Interim Management Plan as last amended by the City Council on April 11, 2006; and

WHEREAS, the California Department of Fish and Game, on July 12, 2006, declared the eradication of *Caulerpa taxifolia* from Agua Hedionda Lagoon; and

WHEREAS, additional time is needed to remove all of the containment tarps and sandbags and perform a final survey; and

WHEREAS, the current provisions of Chapter 11.24, which regulate Agua Hedionda Lagoon and effect the Interim Plan, are set to expire on June 30, 2007; and

WHEREAS, SCCAT is recommending that the City Council amend the appropriate sections of Chapter 11.24 that will effectively extend the revised and updated Interim Plan and its provisions until December 31, 2007.

NOW, THEREFORE, the City Council of the City of Carlsbad does ordain as follows:

SECTION 1. That Section 11.24.055(6) of the Carlsbad Municipal Code be amended to read as follows:

"11.24.055 Fishing.

(b) This section shall become operative on January 1, 2008, unless amended or repealed by further action of the city council."

SECTION 2. That Section 11.24.056(d) of the Carlsbad Municipal Code be amended to read as follows:

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"11.24.056 No anchoring in posted areas.

(d) This section shall be operative until December 31, 2007, at which time it shall automatically be repealed unless extended by further action of the city council."

SECTION 3. That Section 11.24.057(b) of the Carlsbad Municipal Code be amended to read as follows:

"11.24.057 No large wakes.

(b) This section shall be operative until December 31, 2007, at which time it shall automatically be repealed unless extended by further action of the city council."

EFFECTIVE DATE: This ordinance shall be effective thirty days after its adoption, and the City Clerk shall certify to the adoption of this ordinance and cause it to be published at least once in a publication of general circulation in the City of Carlsbad within fifteen days after its adoption.

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1 INTRODUCED AND FIRST READ at a regular meeting of the Carlsbad City Council on  
2 the 19th day of June, 2007, and thereafter.

3 PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the  
4 City of Carlsbad on the 26th day of June, 2007, by the following vote:

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6 AYES: Council Members Lewis, Kulchin, Hall, Packard and Nygaard.

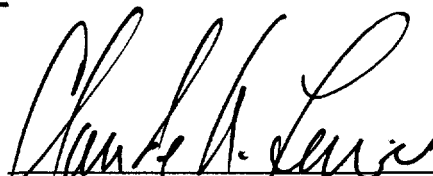
7 NOES: None.

8 ABSENT: None.

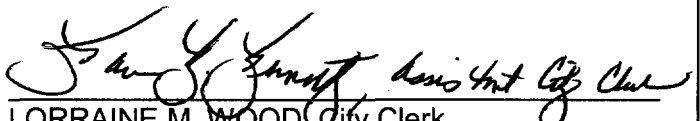
9 ABSTAIN: None.  
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11 APPROVED AS TO FORM AND LEGALITY

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14 RONALD R. BALL, City Attorney  
15 6.27.07

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17 CLAUDE A LEWIS, Mayor

18 ATTEST:

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21 LORRAINE M. WOOD, City Clerk

22 (SEAL)

